

The Honorable Ronald B. Leighton

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

TRUSTEES OF THE NORTHWEST  
LABORERS-EMPLOYERS HEALTH  
AND SECURITY TRUST,

Plaintiff,

v.

MORRIS MALONE, et al.,

Defendants.

MORRIS MALONE, et al.,

Third-Party Plaintiffs,

STREET PAVERS, SEWER, WATERMAIN  
AND TUNNEL WORKERS, LABORERS  
Local 440, et al.,

Third-Party Defendants.

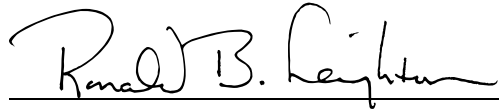
NO. C09-5399 RBL

ORDER GRANTING THE BAG LADY,  
INC.'S MOTION FOR SUMMARY  
JUDGMENT ON STATE LAW CLAIMS  
[Dkt. #88]

THIS MATTER is before the Court upon The Bag Lady, Inc.'s Motion for Summary Judgment on State Law Claims. [Dkt. #88]. The Court has considered the Motion, pleadings filed in support thereof and in opposition thereto, and the remaining file herein, as well as briefing related to, and the Court's prior Order Dismissing Plaintiff's state law claims against the Malone

1 defendants on the grounds of ERISA preemption. [Dkt. #83]. For the same reasons, It is hereby  
2 **ORDERED** that The Bag Lady's Motion for Summary Judgment on Plaintiff's state law claims  
3 against it is **GRANTED**. Plaintiff's state law claims against Defendant The Bag Lady, Inc. are  
4 hereby **DISMISSED WITH PREJUDICE**.

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6 DATED this 2<sup>nd</sup> day of March, 2011.

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10 RONALD B. LEIGHTON  
11 UNITED STATES DISTRICT JUDGE  
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